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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**STIPULATION AND [PROPOSED]
ORDER REGARDING EXTENSION OF
DEADLINE FOR FACEBOOK, INC. TO
FILE STATEMENTS IN SUPPORT OF
SEALING**

By and through their undersigned counsel, the parties hereby stipulate and agree as follows:

1. On August 8, 2022, Plaintiffs filed their Supplemental Brief in Support of Sanctions (Dkts. 984, 988), accompanied by three declarations and fifty-one exhibits in support (Dkts. 985–88). In total, Plaintiffs’ submission numbers over 1,000 pages and includes information that Facebook has designated confidential or highly confidential under the Protective Order in this action. Dkt. 122. Plaintiffs’ submissions include roughly 700 pages of materials that are highly technical and new to the record, so they have not already been evaluated for sealing.

2. Plaintiffs filed their submission temporarily under seal accompanied by an Administrative Motion to Consider Whether Another Party’s Materials Should Be Sealed (Dkt. 988) pursuant to Civil Local Rule 79-5(f).

3. Pursuant to Civil Local Rule 79-5(f), the deadline for Facebook to file a statement and/or declaration in support of sealing is August 15, 2022, seven days after the filing of Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Materials Should Be Sealed.

4. Given the large volume of new materials within Plaintiffs’ submission that must be evaluated for confidentiality, Facebook has asked Plaintiffs whether they would agree that the deadline for Facebook to submit a statement and/or declaration in support of the confidentiality of materials attached to Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Materials Should Be Sealed shall be extended by 11 days, until August 26. Plaintiffs have agreed to that extension, pending the Court’s approval.

5. For similar reasons, Facebook has asked Plaintiffs whether they would agree that the page limit for Facebook’s statement in support of the confidentiality of materials attached to Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Materials Should Be Sealed shall be enlarged by two pages, to seven pages in total. Plaintiffs have agreed to that enlargement, pending the Court’s approval.

6. Given that, in the interim, Facebook expects to be submitting confidential materials in its Response to Plaintiffs’ Supplemental Sanctions Brief (which is due for filing on August 19), which also must be evaluated for confidentiality and redacted as appropriate, Facebook has asked

Plaintiffs whether they would agree that the deadline for Facebook to file its Administrative Motion to File Under Seal Portions of its Supplemental Sanctions Brief Response shall be August 26, 2022. Plaintiffs have agreed to that deadline, pending the Court's approval.

THE PARTIES THEREFORE STIPULATE AND AGREE AS FOLLOWS:

1. The deadline for Facebook to submit a statement and/or declaration in support of the confidentiality of materials attached to Plaintiffs' Administrative Motion to Consider Whether Another Party's Materials Should Be Sealed shall be extended until August 26, 2022. The page limit for Facebook's statement in support shall be enlarged by two pages, to seven pages in total.
2. On August 19, 2022, Facebook may temporarily file under seal confidential materials filed in support of its Supplemental Sanctions Brief Response.
3. By August 26 2022, Facebook shall file a motion to permanently seal those portions of Facebook's August 19 Supplemental Sanctions Brief Response that should remain under seal or be redacted.

Dated: August 11, 2022

KELLER ROHRBACK LLP

By: /s/ Cari Laufenberg
Cari Laufenberg

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DATED: August 11, 2022

Respectfully submitted,

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Attorneys for Defendant Facebook, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: _____

VINCE CHHABRIA
United States District Judge

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained.

DATED: August 11, 2022

By: */s/ Brooke Myers Wallace*
Brooke Myers Wallace

CERTIFICATE OF SERVICE

I, Brooke Myers Wallace, hereby certify that on August 11, 2022, I electronically filed the foregoing with the Clerk of the United States District Court for the Northern District of California using the CM/ECF system, which shall send electronic notification to all counsel of record.

By: */s/ Brooke Myers Wallace*
Brooke Myers Wallace

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